

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office APR 03 2006

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed APR 13 2006 under 74097

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The applicant **Washoe County**, a political subdivision of State of Nevada hereby makes application for permission to change the **Manner and Place of Use** of a portion of water heretofore appropriated under **Claims 702 through 705** of the **Truckee River Decree** entered by the **District Court for the Nevada** in that certain decree entitled, "**United States of America, Plaintiff vs. Orr Water Ditch Company, et, al. Defendants**" in Equity Docket A-3

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1. The source of water is **Steamboat Creek**
2. The amount of water to be changed **333.04 acre feet (83.23 acres)**
3. The water to be used for **In-Stream Flow**
4. The water heretofore permitted for **As Decreed**
5. The water is to be diverted at the following point **As decreed – Chandler Ditch, NW ¼ SE ¼, Section 33, T.18N., R.20E., M.D.B.&M., Crane and Clow Ditch, NW ¼ NE ¼, Section 33 T.18N., R.20E., M.D.B.&M., Crane and Clow Ditch, SW ¼ SE ¼, Section 16 T.18N., R.20E., M.D.B.&M.**
6. The existing permitted point of diversion is located within **Unchanged**
7. Proposed place of use **Please refer to Exhibit "A"**
8. Existing place of use **Please refer to Exhibit "B"**
9. Use will be from **January 1** to **December 31** of each year.
10. Use was permitted from **As Decreed** to **As Decreed** of each year.
11. Description of proposed works **Water will be diverted through existing stream channel and Truckee River.**
12. Estimated cost of works **Completed**
13. Estimated time required to construct works **Completed**
14. Estimated time required to complete the application of water to beneficial use **Ten (10) Years**

15. Remarks: This water will be diverted within the existing Steamboat Creek channel to provide in-stream flows between the Point of Diversion and the Vista Gauge on the Truckee River. Upon passing the Vista Gauge, the water will be considered return flow and available to downstream users. This application transfers water previously assigned to Washoe County for the benefit of Nevada Tri-Partners and described in Document #2816862 on file with the Division of Water Resources

By Gregory M. Bilyeu  
s/ Gregory M Bilyeu  
500 Damonte Ranch Parkway #1056  
Reno, NV 89511

Compared sg/gkl W/ gkl

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the manner of use and place of use of a portion of the waters of the Steamboat Creek as heretofore granted under Claims 702, 703, 704 and 705. Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

Measuring devices shall be designed and a monitoring plan shall be submitted to and approved by the State Engineer prior to filing the proof of completion of work.

No return flow credit water for subdivisions will be approved from this permit until data supporting the use have been approved by this office.

This permit is issued subject to the continuing jurisdiction and regulation by the Federal Water Master and the State Engineer.

By issuance of this permit, the supplemental storage rights described under Truckee River Decree Claims 660 and 670 can no longer be used at the existing place of use.

(Continued on Page 3)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 2.081 cubic feet per second, but not to exceed 333.04 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

November 3, 2008

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

November 3, 2011

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,  
State Engineer of Nevada, have hereunto set  
my hand and the seal of my office,  
this 3rd day of November, A.D. 2006

Tracy Taylor, P.E.  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

## EXHIBIT "A"

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**7. Proposed Place of Use - Steamboat Creek**

Within T.19N., R.20E.,  
M.D.B. & M.

SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 11  
SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 11

SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 12  
SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 12

NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 13  
NE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 13  
NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 13

SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 14  
NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 14  
SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 14  
SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 14  
NE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 14  
NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 14  
NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 14

SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 15

SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 22  
SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 22  
NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 22  
NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 22  
SE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 22  
SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 22  
NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 22  
NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 22

NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 23

NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 27

SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 28  
NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 28  
SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 28  
NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 28

NE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 33

SE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 34  
SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 34  
NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 34  
SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 34  
NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 34

Within T.18N., R.20E.,  
M.D.B. & M.

NE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 3  
NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 3  
SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 3  
NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 3  
SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 3

NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 10  
SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 10  
NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 10  
SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 10

NW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 15  
SW  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 15  
NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 15

NE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 16  
SE  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 16  
SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 16

NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 21  
SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 21  
NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 21  
SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 21

NE  $\frac{1}{4}$  NW  $\frac{1}{4}$ , Section 28  
NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 28  
SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 28  
NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 28  
SW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 28

NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 33  
SW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 33  
NW  $\frac{1}{4}$  SE  $\frac{1}{4}$ , Section 33

Refer to maps filed under Permit 64286 and also to map filed under Application 66526 (Sheet 4) for proposed place of use.

EXHIBIT "B"

8. Existing Place of use for Claims 702, 703, 704 & 705 being removed from Irrigation

		APN 16-350-39		Permit 70308	This Application
SUBDIVISION	SECTION	TOWNSHIP	RANGE	AREA (ACRES)	AREA (ACRES)
NW¼ SE¼	10	18N	20E	41.20	
			TOTAL =	41.20	

		APN 16-350-45			
SUBDIVISION	SECTION	TWSP	RANGE	AREA (ACRES)	AREA (ACRES)
NE¼ SE¼	10	18N	20E	26.98	
SE¼ SE¼	10	18N	20E	16.67	
			TOTAL =	43.65	

		APN 16-350-48			
SUBDIVISION	SECTION	TOWNSHIP	RANGE	AREA (ACRES)	AREA (ACRES)
SW¼ SE¼	10	18N	20E	40.38	
			TOTAL =	40.38	

		APN 16-350-49			
SUBDIVISION	SECTION	TOWNSHIP	RANGE	AREA (ACRES)	AREA (ACRES)
NE¼ SW¼	10	18N	20E	40.59	
SE¼ SW¼	10	18N	20E	40.93	
			TOTAL =	81.52	

		APN 16-350-55			
SUBDIVISION	SECTION	TOWNSHIP	RANGE	AREA (ACRES)	AREA (ACRES)
NW¼ SW¼	10	18N	20E	7.74	
SW¼ SW¼	10	18N	20E	1.76	
			TOTAL =	9.50	

		APN 16-360-37			
SUBDIVISION	SECTION	TOWNSHIP	RANGE	AREA (ACRES)	AREA (ACRES)
NE¼ SE¼	15	18N	20E		7.38
NW¼ SE¼	15	18N	20E		0.49
SW¼ SE¼	15	18N	20E	0.50	
SE¼ SE¼	15	18N	20E	6.78	
			TOTAL =	7.28	7.87

		APN 16-360-77			
SUBDIVISION	SECTION	TWSP	RANGE	AREA (ACRES)	AREA (ACRES)
NE¼ NE¼	15	18N	20E	14.20	3.23
NW¼ NE¼	15	18N	20E	40.00	
SW¼ NE¼	15	18N	20E	32.71	
SE¼ NE¼	15	18N	20E	8.50	
NE¼ NW¼	15	18N	20E	40.00	
NW¼ NW¼	15	18N	20E	5.00	
SW¼ NW¼	15	18N	20E	17.50	
SE¼ NW¼	15	18N	20E	40.00	
NE¼ SW¼	15	18N	20E	22.45	
NW¼ SW¼	15	18N	20E	34.15	
SW¼ SW¼	15	18N	20E	10.33	
SE¼ SW¼	15	18N	20E	11.46	
NE¼ SE¼	15	18N	20E		32.62
NW¼ SE¼	15	18N	20E		39.51
SW¼ SE¼	15	18N	20E	9.27	
SE¼ SE¼	15	18N	20E	14.00	
NE¼ NE¼	21	18N	20E	7.26	
NW¼ NE¼	21	18N	20E	13.58	
NE¼ NW¼	22	18N	20E	39.94	
NW¼ NW¼	22	18N	20E	31.15	
SW¼ NW¼	22	18N	20E	37.52	
SE¼ NW¼	22	18N	20E	35.62	
			TOTAL =	500.26	75.36

REL

		APN 16-380-01			
SUBDIVISION	SECTION	TOWNSHIP	RANGE	AREA (ACRES)	AREA (ACRES)
SW¼ NW¼	14	18N	20E	1.89	
			TOTAL =	1.89	

Total area removed from Irrigation:

725.68

8323

Note: APN Acreage and locations for the existing place of use are from Map TR-012 for Claims 660, 669, 700 through 706 approved 9/31/97 and on file at the Nevada Division of Water Resources